

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

MAY 10 2000

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

_____)	
IN RE:)	M.D.L. No. 1285
)	
VITAMINS ANTITRUST LITIGATION)	Misc. No. 99-0197 (TFH)
_____)	
THIS DOCUMENT RELATES TO:)	
)	
HILL'S PET NUTRITION, INC.,)	
)	
Plaintiff,)	
v.)	Docket No. 00-4001-RDR
)	
F. HOFFMAN LAROCHE, LTD., et al.,)	
)	
Defendants.)	

**STIPULATED ORDER REGARDING BRIEFING SCHEDULE
ON MOTION TO DISMISS FILED BY JOHN L. 'PETE' FISCHER**

This Stipulation and Proposed Order is made with reference to the following facts:

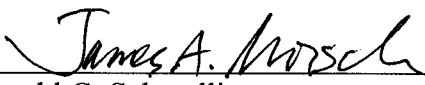
1. Defendant John L. "Pete" Fischer has moved to dismiss the Complaint filed by Hill's Pet Nutrition, Inc. ("Hill's Pet"). Fischer's motion to dismiss is premised on several grounds, including lack of jurisdiction over his person.
2. Hill's Pet has served Fischer and his former employer, DuCoa L.P., with written discovery requests regarding Fischer's contacts with Kansas, the forum state in which this action was filed. Hill's Pet has also served Fischer with a notice of deposition in the event that it determines that a deposition is necessary to elucidate evidence pertinent to Fischer's Motion to Dismiss.

3. The parties agree that it would be desirable for Hill's Pet to file a single responsive brief to Fischer's motion to dismiss after Fischer and DuCoa have responded and fully complied with Hill's Pet's discovery requests regarding personal jurisdiction.

Accordingly, IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the undersigned parties, that:

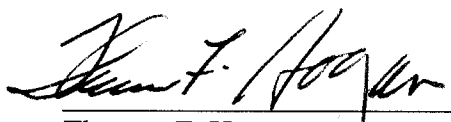
1. Hill's Pet shall file its response to the Motion to Dismiss filed by John L. "Pete" Fischer seven days after Fischer and DuCoa respond to and fully complied with Hill's Pet's written personal jurisdiction discovery or, at Hill's Pet's election, within seven days of Fischer's deposition.
2. John L. "Pete" Fischer shall have through and including fourteen days after the filing of Hill's Pet's response brief to file any reply in support of his Motion to Dismiss.

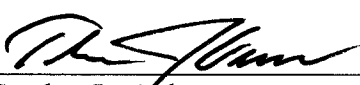
Respectfully submitted,


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(Counsel for Hill's Pet Nutrition, Inc.)

SO ORDERED:


Thomas F. Hogan
United States District Judge


Gordon L. Ankney
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(Counsel for John L. Fischer)

Dated: May 9, 2000